

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

Tomas Garcia-Orihuela

Civ. No. 17-292 (RHK/KMM)

Plaintiff,

v.

ORDER

Ricardo Muro, Other
Unknown Police Officers
of the Minneapolis Police
Department, Minneapolis
Police Department, and
City of Minneapolis,

Defendants.

This matter is before the court on the Report and Recommendation of United States Magistrate Judge Katherine M. Menendez dated September 5, 2017. (Docket No. 22.) In the R&R, Magistrate Judge Menendez recommends dismissal of this action without prejudice under Federal Rule of Civil Procedure 41(b) for failure to prosecute. Plaintiff has not objected to the R&R, and the time period to do so has expired.

Accordingly, **IT IS HEREBY ORDERED that**

1. The R&R (Docket No. 22) is **ADOPTED**; and
2. This action is **DISMISSED WITHOUT PREJUDICE** for failure to prosecute.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: September 28, 2017

s/Paul A. Magnuson
Paul A. Magnuson
United States District Court Judge